IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Criminal Writ Petition No. 1122 of 2004 (M/B)

Muzahid Khan S/o Shri Illiyas Khan,
R/o Kashi Wali Gali, Kher Nagar,
Police Station Delhi Get,
District Meerut (U.P.). …… Petitioner

Versus

State of Uttaranchal & others. …… Respondents

Mr. Suresh Mishra, Advocate holding brief of Mr. Sandeep Tandon, learned counsel on behalf of the petitioner.
Mr. D.K. Sharma, learned Government Advocate for the State.

Coram:Hon. V.S. Sirpurkar, C.J.
Hon. Rajesh Tandon, J.

(Per Hon'ble the Chief Justice)

1. Heard Mr. Suresh Mishra, learned counsel appearing on behalf of the petitioner and Mr. D.K. Sharma, learned Government Advocate, who accepted the notice on behalf of respondents No. 1 & 2.

2. We do not think that this is a case for grant of any indulgence in favour of the petitioner. We have already granted the relief to the father and the mother of the petitioner, who, it seems, have done nothing in last 12 days because the earlier order was passed on 05.11.2004. We are, therefore, not convinced that there would be any efforts of rapprochement on the part of the parties. If the petitioner so feels, he may go before the concerned Magistrate and after surrendering, may apply for bail. If such a bail application is made, the concerned Magistrate shall dispose it of within two days from the making thereof.

3. The writ petition is, accordingly, dismissed.

(Rajesh Tandon, J.) **(V.S. Sirpurkar, C.J.)**
17.11.2004 **17.11.2004**

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